

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
NORTHERN DIVISION

JAMIE THOMAS

PLAINTIFF

v.

No. 3:19-cv-371-DPM

VISKASE COMPANIES, INC.

DEFENDANT

ORDER

Viskase's opposed request for \$1469.20 in deposition-related expenses, *Doc. 59*, is denied. The Court appreciates Thomas's updated IFP form, *Doc. 66*. (The Court directs the Clerk to clear the gavel on that document). She remains entitled to IFP status. Viskase prevailed, which creates a presumptive entitlement to costs. *Concord Boat Corp. v. Brunswick Corp.*, 309 F.3d 494, 498 (8th Cir. 2002). But, Thomas's financial situation weighs against any award. *Cross v. General Motor Corp.*, 721 F.2d 1152, 1157 (8th Cir. 1983). The Court declines to tax costs in these circumstances. *Poe v. John Deere Company*, 695 F.2d 1103, 1108 (8th Cir. 1982).

So Ordered.

D.P. Marshall Jr.

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United States District Judge

11 January 2022